

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

**KIMBERLY BOWERS**, individually and  
as natural parent and next friend of  
**MARK BOWERS**, a juvenile,

and

**KEVIN BOWERS, JR.**,

Plaintiffs,

v.

Civil Action No. 5:07CV1  
Honorable Frederick P. Stamp, Jr.

**ERIC POPISH**, individually and in  
his capacity as agent and employee of the  
City of Weirton,

and

**CITY OF WEIRTON**, a West  
Virginia municipal corporation,

Defendants.

**ORDER SETTING EVIDENTIARY HEARING AND ARGUMENT**

An evidentiary hearing and argument on Plaintiffs' Motion to Compel<sup>1</sup> shall be held **Friday, February 8, 2008, at 10:00 a.m.**, in the Magistrate Judge Courtroom, Room 433, Fourth Floor, United States Courthouse, Twelfth and Chapline Streets, Wheeling, West Virginia.

The Court will permit any out-of-town lawyers having their offices more than forty miles from the point of holding court where the hearing is scheduled to participate in the proceeding by telephone. Prior to the proceeding, any such lawyer seeking to appear by telephone, shall:

1. Inform all counsel and pro se parties of their appearance by telephone;

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<sup>1</sup> Doc. No. 34.

2. Confer with other out-of-town counsel and pro se parties to determine if they wish to appear by telephone;
3. Advise the Court of the name of the lawyer initiating the conference call, and all such lawyers appearing by telephone; and
4. Initiate one timely conference call, with such lawyers to (304)233-1348, at the time of the scheduled proceeding.

The Clerk of the Court is directed to provide a copy of this Order to parties who appear pro se and all counsel of record, as applicable, as provided in the Administrative Procedures for Electronic Case Filing in the United States District Court for the Northern District of West Virginia.

DATED: January 31, 2008

/s/ James E. Seibert  
JAMES E. SEIBERT  
UNITED STATES MAGISTRATE JUDGE